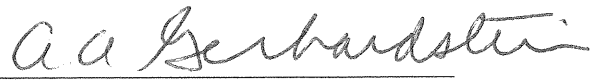


UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION
CINCINNATI, OHIO

KELLY BRINSON II and DEREK BRINSON,)	Case No. 1:10CV424
Individually and as Co-Administrators of the)	
ESTATE OF KELLY BERNARD BRINSON,)	
DECEASED, et al.)	Judge S. Arthur Spiegel
)	Magistrate Karen L. Litkovitz
Plaintiffs,)	
)	DECLARATION OF
vs.)	ALPHONSE A. GERHARDSTEIN
)	
UNIVERSITY HOSPITAL, INC., et al)	

I, Alphonse A. Gerhardstein, pursuant to 28 U.S.C. §1746, declare under penalty of perjury that the following is true and correct:

1. I am one of the attorneys for Plaintiffs in the above captioned action.
2. Plaintiffs received the two documents referenced in this memorandum – the Aggressive Patients and Use of Security Policy and the For Cause Survey by University Hospital – from the Defendants in this action.
3. Plaintiffs have also referenced in this memorandum the taser warning label that was in effect in January of 2010 for the type of taser used on Mr. Brinson.
4. Plaintiffs have not edited, altered or otherwise modified these documents as received from Defendants.


Alphonse A. Gerhardstein

Dated: 4/21/11